

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. NO.: 3583-01  
BILL NO.: HB 1421  
SUBJECT: Revises Provisions Regarding Relocation of a Child in Dissolution Cases  
TYPE: Original  
DATE: January 26, 2000

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 3 pages.

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Social Services (DOSS)** stated this proposal applies to child custody in dissolution cases and will have no impact on the DOSS.

Officials from the **Office of State Courts Administrator** assume that this proposal will not fiscally affect their agency.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	\$0	\$0	\$0
<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	\$0	\$0	\$0

### FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

### DESCRIPTION

Under the current child relocation law, a custodial parent wishing to relocate with a child must provide 60 days' written notice, which must include certain information and a brief statement why the move is in the best interest of the child.

This proposal shortens the notice period to 45 days and requires a detailed statement of why the move is in the best interest of the child. The proposal also requires a non-custodial parent who opposes the move to respond with a detailed statement of the specific reasons why the move would not be in the child's best interest, and requires the court to issue its ruling within 60 days. Under current law, a non-custodial parent who objects in good faith to the move cannot be ordered to pay the other party's costs and attorneys fees. The proposal adds to this provision by requiring a non-custodial parent who objects in bad faith to the move to pay such costs and fees.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

L.R. NO. 3583-01  
BILL NO. HB 1421  
PAGE 3 OF 3  
January 26, 2000

SOURCES OF INFORMATION

Department of Social Services  
Office of State Courts Administrator

A handwritten signature in black ink, appearing to read "Jeanne Jarrett". The signature is stylized with a large initial "J" and a cursive "e" at the end.

Jeanne Jarrett, CPA  
Director  
January 26, 2000